

TYPE-I

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-01281-JEB**

JAMES MADISON PROJECT et al v. DEPARTMENT OF
HOMELAND SECURITY
Assigned to: Judge James E. Boasberg
Cause: 05:552 Freedom of Information Act

Date Filed: 06/29/2017
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**JAMES MADISON PROJECT**

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Plaintiff**NOAH SHACHTMAN**

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Plaintiff**BETSY WOODRUFF**

represented by **Bradley Prescott Moss**
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V.

Defendant**DEPARTMENT OF HOMELAND
SECURITY**

represented by **Michael Leon Drezner**
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| Date Filed | # | Docket Text |
|------------|----------|---|
| 06/29/2017 | <u>1</u> | COMPLAINT against DEPARTMENT OF HOMELAND SECURITY (Filing fee \$ 400 receipt number 0090-5012498) filed by THE JAMES MADISON PROJECT, BETSY WOODRUFF, NOAH SHACHTMAN. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit Rule 7.1 certification, # <u>3</u> Summons DHS, # <u>4</u> Summons USADC, # <u>5</u> Summons USAG)(Moss, Bradley) (Entered: 06/29/2017) |
| 06/29/2017 | | Case Assigned to Judge James E. Boasberg. (sth) (Entered: 06/29/2017) |
| 06/29/2017 | <u>2</u> | SUMMONS (3) Issued Electronically as to DEPARTMENT OF HOMELAND SECURITY, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons)(sth) (Entered: 06/29/2017) |

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| 08/08/2017 | <u>3</u> | NOTICE of Appearance by Michael Leon Drezner on behalf of All Defendants (Drezner, Michael) (Entered: 08/08/2017) |
| 08/08/2017 | <u>4</u> | Consent MOTION for Extension of Time to <i>Answer or Respond to the Complaint</i> by DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Text of Proposed Order)(Drezner, Michael) (Entered: 08/08/2017) |
| 08/09/2017 | | MINUTE ORDER GRANTING <u>4</u> Motion for Extension of Time to File. The Court ORDERS that Defendant shall file any Answer/Response to the Complaint on or before August 23, 2017. Signed by Judge James E. Boasberg on 8/9/2017. (lcjeb3) (Entered: 08/09/2017) |
| 08/09/2017 | | Set/Reset Deadlines: Answer due by 8/23/2017. (nbn) (Entered: 08/10/2017) |
| 08/23/2017 | <u>5</u> | ANSWER to Complaint by DEPARTMENT OF HOMELAND SECURITY.(Drezner, Michael) (Entered: 08/23/2017) |
| 08/24/2017 | | MINUTE ORDER: The Court ORDERS that the parties shall meet, confer, and submit a joint proposed briefing schedule by September 7, 2017. Signed by Judge James E. Boasberg on 8/24/2017. (lcjeb3) (Entered: 08/24/2017) |
| 08/24/2017 | | Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 9/7/2017 (lsj) (Entered: 08/24/2017) |
| 09/07/2017 | <u>6</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 09/07/2017) |
| 09/07/2017 | | MINUTE ORDER: Per the parties' <u>6</u> Joint Status Report, the Court ORDERS that the parties shall submit a joint status report on or before October 7, 2017, updating the Court as to the status of the case, and shall submit a subsequent joint status report on or before November 6, 2017. Signed by Judge James E. Boasberg on 9/7/2017. (lcjeb2) (Entered: 09/07/2017) |
| 10/10/2017 | <u>7</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 10/10/2017) |
| 10/11/2017 | | MINUTE ORDER: Pursuant to the parties' <u>7</u> Joint Status Report, the Court ORDERS that: 1) Defendant shall provide its first production on or before November 6, 2017; 2) Defendant shall provide its second production on or before December 7, 2017, if needed; 3) the parties shall file a Joint Status Report on or before November 6, 2017; and 4) the parties shall file additional Joint Status Reports every 60 days thereafter. So ORDERED by Judge James E. Boasberg on 10/11/2017. (lcjeb3) (Entered: 10/11/2017) |
| 10/11/2017 | | Set/Reset Deadlines: First production due by 11/6/2017. Second production due by 12/7/2017. Joint Status Report due by 11/6/2017. (nbn) (Entered: 10/11/2017) |
| 11/06/2017 | <u>8</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 11/06/2017) |
| 01/05/2018 | <u>9</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 01/05/2018) |
| 01/05/2018 | | MINUTE ORDER: Per the parties' <u>9</u> Joint Status Report, the Court ORDERS that they shall file a further Joint Status Report on or before February 2, 2018. So ORDERED by Judge James E. Boasberg on 1/5/2018. (lcjeb3) (Entered: 01/05/2018) |
| 01/05/2018 | | Set/Reset Deadlines: Joint Status Report due by 2/2/2018. (nbn) (Entered: 01/05/2018) |
| 02/01/2018 | <u>10</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 02/01/2018) |
| 02/01/2018 | | MINUTE ORDER: Per the parties' suggestion, the Court ORDERS that they shall file a further Joint Status Report on or before April 13, 2018. So ORDERED by Judge James E. Boasberg on 2/1/2018. (lcjeb3) (Entered: 02/01/2018) |
| 02/02/2018 | | Set/Reset Deadlines: Joint Status Report due by 4/13/2018 (lsj) (Entered: 02/02/2018) |
| 04/13/2018 | <u>11</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 04/13/2018) |

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| 04/13/2018 | | MINUTE ORDER: Pursuant to the parties' <u>11</u> Joint Status Report, the Court ORDERS that: 1) Defendant shall file its Motion for Summary Judgment on or before June 15, 2018; 2) Plaintiffs shall file their Response on or before July 16, 2018; and 3) Defendant shall file its Reply on or before August 17, 2018. So ORDERED by Judge James E. Boasberg on 4/13/2018. (lcjeb3) (Entered: 04/13/2018) |
| 04/13/2018 | | Set/Reset Deadlines: Summary Judgment motions due by 6/15/2018. Response to Motion for Summary Judgment due by 7/16/2018. Reply to Motion for Summary Judgment due by 8/17/2018. (znbn) (Entered: 04/13/2018) |
| 06/15/2018 | <u>12</u> | MOTION for Summary Judgment by DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Viker Declaration, # <u>4</u> Viker Decl. Exhibit 1, # <u>5</u> Viker Decl. Exhibit 2, # <u>6</u> Viker Decl. Exhibit 3, # <u>7</u> Howard Declaration, # <u>8</u> Howard Decl. Ex. 1, # <u>9</u> Text of Proposed Order)(Drezner, Michael) (Entered: 06/15/2018) |
| 07/16/2018 | <u>13</u> | Memorandum in opposition to re <u>12</u> MOTION for Summary Judgment filed by JAMES MADISON PROJECT, NOAH SHACHTMAN, BETSY WOODRUFF. (Attachments: # <u>1</u> Exhibit 1 – Moss Declaration, # <u>2</u> Statement of Facts Response, # <u>3</u> Text of Proposed Order)(Moss, Bradley) (Entered: 07/16/2018) |
| 08/17/2018 | <u>14</u> | REPLY to opposition to motion re <u>12</u> MOTION for Summary Judgment filed by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 08/17/2018) |
| 10/01/2018 | | MINUTE ORDER: The Court ORDERS that a conference call in Chambers is hereby set for Wednesday, October 3, 2018, at 9:30 a.m. to discuss the status of the narrowed dispute. The Court ORDERS that the parties shall dial into Chambers' toll-free conference-call number, (877) 402-9753, at this time (in Chambers). Chambers will contact the parties via email with the dial-in code. So ORDERED by Judge James E. Boasberg on 10/1/2018. (lcjeb3) (Entered: 10/01/2018) |
| 10/01/2018 | | Set/Reset Hearings: Telephone Conference set for 10/3/2018 at 09:30 AM in Chambers before Judge James E. Boasberg. (znbn) (Entered: 10/01/2018) |
| 10/05/2018 | <u>15</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 10/05/2018) |
| 10/05/2018 | | MINUTE ORDER: The Court ADOPTS the parties' <u>15</u> Joint Status Report and ORDERS that they shall file a proposed production schedule on or before October 19, 2018. So ORDERED by Judge James E. Boasberg on 10/5/2018. (lcjeb2) (Entered: 10/05/2018) |
| 10/05/2018 | | Set/Reset Deadlines: Proposed Production Schedule due by 10/19/2018 (lsj) (Entered: 10/05/2018) |
| 10/19/2018 | <u>16</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 10/19/2018) |
| 10/19/2018 | | MINUTE ORDER: Per the parties' <u>16</u> Joint Status Report, the Court ORDERS that: 1) Defendant shall provide rolling productions every 60 days of those I-407 forms which have been fully processed; 2) The parties shall submit a joint status report by December 3, 2018; and 3) The parties shall file additional joint status reports every 45 days thereafter. So ORDERED by Judge James E. Boasberg on 10/19/2018. (lcjeb3) (Entered: 10/19/2018) |
| 10/19/2018 | | Set/Reset Deadlines: Joint Status Report due by 12/3/2018. (znbn) (Entered: 10/19/2018) |
| 12/03/2018 | <u>17</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 12/03/2018) |
| 12/03/2018 | | MINUTE ORDER: The Court ADOPTS the parties' <u>17</u> Joint Status Report and ORDERS that they shall file another joint status report on or before January 17, 2019. So ORDERED by Judge James E. Boasberg on 12/3/2018. (lcjeb3) (Entered: 12/03/2018) |
| 12/03/2018 | | Set/Reset Deadlines: Joint Status Report due by 1/17/2019. (znbn) (Entered: 12/06/2018) |

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| 12/26/2018 | <u>18</u> | Consent MOTION to Stay by DEPARTMENT OF HOMELAND SECURITY (Drezner, Michael) (Entered: 12/26/2018) |
| 12/26/2018 | | MINUTE ORDER GRANTING Consent <u>18</u> Motion to Stay. So ORDERED by Judge James E. Boasberg on 12/26/2018. (lcjeb1) (Entered: 12/26/2018) |
| 02/01/2019 | <u>19</u> | Joint MOTION for Scheduling Order by DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Text of Proposed Order)(Drezner, Michael) (Entered: 02/01/2019) |
| 02/01/2019 | | MINUTE ORDER: The Court ORDERS that the Joint <u>19</u> Motion is GRANTED, and that the parties shall file a status report setting forth their progress on an agreement concerning attorney fees and costs and, if necessary, proposing a briefing schedule on this issue by March 15, 2019. So ORDERED by Judge James E. Boasberg on 2/1/2019. (lcjeb3) (Entered: 02/01/2019) |
| 02/01/2019 | | Set/Reset Deadlines: Proposed Briefing Schedule due by 3/15/2019. (znbn) (Entered: 02/01/2019) |
| 02/04/2019 | | MINUTE ORDER: Given the resolution of the underlying issues in the case, as explained in the parties' <u>19</u> Motion for Scheduling Order, the Court ORDERS that Defendant's <u>12</u> Motion for Summary Judgment is DENIED as moot. So ORDERED by Judge James E. Boasberg on 2/4/2019. (lcjeb3) (Entered: 02/04/2019) |
| 03/15/2019 | <u>20</u> | Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Drezner, Michael) (Entered: 03/15/2019) |
| 03/18/2019 | | MINUTE ORDER: The Court ADOPTS the parties' <u>20</u> Joint Status Report and ORDERS that they shall file a joint status report updating the Court on the status of negotiations concerning attorney fees and costs on or before April 19, 2019. So ORDERED by Judge James E. Boasberg on 3/18/2019. (lcjeb3) (Entered: 03/18/2019) |
| 03/18/2019 | | Set/Reset Deadlines: Joint Status Report due by 4/19/2019. (znbn) (Entered: 03/18/2019) |